

**IN THE UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF TEXAS
TYLER DIVISION**

CELLULAR COMMUNICATIONS
EQUIPMENT LLC,
Plaintiff,

v.

HTC CORPORATION, et al.,
Defendants.

Civil Action No. 6:16-cv-363

CONSOLIDATED LEAD CASE

CELLULAR COMMUNICATIONS
EQUIPMENT LLC,
Plaintiff,

v.

ZTE CORPORATION, et al.,
Defendants.

Civil Action No. 6:16-cv-375

JOINT STATUS REPORT

Pursuant to the Court's September 29, 2017 Order, and in anticipation of the October 24, 2017 status conference, the parties provide the following joint status report.

The above-captioned civil actions were created, consolidated and stayed by Order of April 20, 2016. *See* ECF 1. The cases remained stayed for approximately eighteen months until being lifted on September 29, 2017 and placed back on the Court's active docket. ECF 26.

The claims of the subject patent have already been construed. *See* ECF 12, 13. However, during the pendency of the stay, the Federal Circuit issued an opinion relating to the claim construction of the claims of the subject patent. *See HTC Corp. v. Cellular Commc'ns Equip., LLC*, Case No. 2016-1858, 2017 U.S. App. LEXIS 12705 (Fed. Cir. July 17, 2017).

Accordingly, Defendants believe limited additional claim construction is necessary. Discovery is not complete and expert reports have not been served.

Given the lengthy stay and incomplete discovery, the parties believe there should be a period for amending pleadings, updating infringement and invalidity contentions, amending and supplementing written discovery, conducting limited claim construction, and taking necessary depositions. To this end, the parties submit as Exhibit A to this Joint Status Report a proposed Docket Control Order that culminates with trials in January 2019.

Dated: October 20, 2017

Respectfully submitted,

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CERTIFICATE OF SERVICE

I hereby certify that on the 20th day of October, 2017, I electronically filed the foregoing document with the clerk of the Court for the U.S. District Court, Eastern District of Texas, Tyler Division, using the Court's electronic case filing system. The electronic case filing system sent a "Notice of Electronic Filing" to the attorneys of record who have consented in writing to accept this Notice as service of this document by electronic means.

/s/ Edward R. Nelson III